

# SUMMARY ANALYSIS OF AMENDED BILL

Franchise Tax Board

Author: Assm. Judiciary Committee Analyst: Kristina E. North Bill Number: AB 3035

Related Bills: See Prior Analysis Telephone: 845-6978 Amended Date: April 15, 2002

Attorney: Patrick Kusiak Sponsor: \_\_\_\_\_

**SUBJECT:** Public Meetings/Notices, Agendas & Writings/Alternative Format & Aids Or Services For The Disabled

DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended \_\_\_\_\_.

AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.

AMENDMENTS DID NOT RESOLVE THE DEPARTMENT'S CONCERNS stated in the previous analysis of bill as introduced March 12, 2002.

FURTHER AMENDMENTS NECESSARY.

DEPARTMENT POSITION CHANGED TO \_\_\_\_\_.

REMAINDER OF PREVIOUS ANALYSIS OF BILL AS INTRODUCED March 12, 2002, STILL APPLIES.

OTHER - See comments below.

## SUMMARY

This bill would make various revisions to the existing Bagley-Keene Open Meeting Act.

This analysis does not address the bill's changes to the Ralph M. Brown Act, as it pertains to local government meetings and does not impact this department.

## SUMMARY OF AMENDMENTS

The April 15, 2002, amendments specify that any open, public meeting of a state body must be held in accordance with the Americans with Disabilities Act (ADA). The ADA prohibits discriminating against or denying the state body's services, programs, or activities to a disabled individual. The amendments also require the state body to comply with the ADA-related federal rules and regulations.

The amendments resolve the department's definitional implementation concerns by referring to the ADA and related federal rules and regulations. Except for these changes, the remainder of the department's analysis of the bill as introduced March 12, 2002, still applies. The board position and the remaining implementation concerns are restated below for convenience.

## POSITION

Pending.

Board Position:

<input type="checkbox"/> S	<input type="checkbox"/> NA	<input type="checkbox"/> NP
<input type="checkbox"/> SA	<input type="checkbox"/> O	<input type="checkbox"/> NAR
<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input checked="" type="checkbox"/> PENDING

Legislative Director

Date

Brian Putler

5/13/02

### **IMPLEMENTATION CONSIDERATIONS**

Depending upon the nature of an “appropriate alternative format,” the department may not be able to provide an alternative format at the meeting upon request without advance notice that such a request will be made. A requirement that the alternative format must be requested within a reasonable amount of time would be helpful.

In the event some other person prepares the writings for presentation at a board meeting, it is unclear if the bill would require that person to provide those writings in the appropriate alternative format as requested by a person with a disability, or if the state agency would be responsible.

### **LEGISLATIVE STAFF CONTACT**

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